

**Assembly Bill No. 2970**

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Passed the Assembly August 18, 2008

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*Chief Clerk of the Assembly*

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Passed the Senate August 14, 2008

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2008, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to add Section 143 to the Water Code, relating to water.

## LEGISLATIVE COUNSEL'S DIGEST

AB 2970, Eng. State Water Project: delivery capability report.

Under existing law, the Department of Water Resources operates the State Water Project, which includes state water facilities, as defined.

This bill would require the department, commencing in 2009, and every 2 years thereafter, to prepare a report which sets forth the then-existing delivery capability of the State Water Project and the total amount of water allocated to each State Water Project contractor for that year and each of the 10 years immediately preceding the report. The bill would require the report to take into consideration a range of hydrologic conditions. The bill would also require the report, beginning in 2011, to include a summary of the delivery capability and reliability of all categories of water delivered pursuant to State Water Project contracts, an analysis of the possible effects of climate change on the State Water Project, and an explanation of the data used to compile the report. The bill would require the department to submit the final report to specified parties, including the Legislature, and to make the report available on its Internet Web site.

*The people of the State of California do enact as follows:*

SECTION 1. Section 143 is added to the Water Code, to read:

143. (a) Commencing in 2009, and every two years thereafter, the department shall prepare a report that accurately sets forth, in a manner readily understandable by the public, the then-existing delivery capability of all State Water Project facilities, and the total amount of water allocated to each State Water Project contractor for that year and each of the 10 years immediately preceding the report. In determining the then-existing delivery capability, the department shall take into consideration a range of hydrologic conditions, including, but not limited to, the historic extended dry cycle and the long-term average. Beginning with the

report due in 2011, the report shall include, but need not be limited to, all of the following:

(1) A summary of the delivery capability and reliability of all categories of water delivered pursuant to State Water Project contracts.

(2) An analysis of the possible effects of climate change, to the extent applicable, on State Water Project water supplies and State Water Project delivery capability and reliability.

(3) An explanation of the data used to compile the report, including an explanation of how the data may be used by local water planners.

(b) Not less than 90 days prior to submitting the report required by subdivision (a), the department shall provide a draft report to the public for a review period of not less than 30 days by posting it in electronic format on its Internet Web site. The department shall respond to the public comment received during the public comment period in the final report.

(c) The department shall submit the final report to the Legislature, all State Water Project contractors, all city and county planning departments, and all regional and metropolitan planning department within the State Water Project service area. The department shall make the report available in electronic format on its Internet Web site.

Approved \_\_\_\_\_, 2008

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*Governor*